

1 E. MARTIN ESTRADA
United States Attorney
2 DAVID M. HARRIS
Assistant United States Attorney
3 Chief, Civil Division
JOANNE S. OSINOFF
4 Assistant United States Attorney
Chief, Complex and Defensive Litigation Section
5 JOSEPH W. TURSI (Cal. Bar No. 300063)
JASON K. AXE (Cal. Bar No. 187101)
6 Assistant United States Attorneys
Federal Building, Suite 7516
7 300 North Los Angeles Street
Los Angeles, California 90012
8 Telephone: (213) 894-3989 | 8790
Facsimile: (213) 894-7819
9 E-mail: Joseph.Tursi@usdoj.gov
Jason.Axe@usdoj.gov

10 Attorneys for Defendants

11
12 UNITED STATES DISTRICT COURT
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
14 WESTERN DIVISION

15 AMERICAN CIVIL LIBERTIES
16 UNION FOUNDATION OF
SOUTHERN CALIFORNIA,

17 Plaintiff,

18 v.

19 UNITED STATES IMMIGRATION
AND CUSTOMS ENFORCEMENT,
20 UNITED STATES DEPARTMENT OF
HOMELAND SECURITY,

21 Defendants.
22

No. 2:22-cv-04760-SHK

**JOINT STIPULATION TO AMEND
THE BRIEFING SCHEDULE ON
PLAINTIFF'S REQUEST FOR
SCHEDULING ORDER AND
PROCESSING RATE**

(Filed concurrently with [Proposed] Order)

Honorable Shashi H. Kewalramani
United States Magistrate Judge

1 IT IS HEREBY STIPULATED, by and between Plaintiff American Civil
2 Liberties Union Foundation of Southern California and Defendants United States
3 Immigration and Customs Enforcement and Department of Homeland Security
4 (“Defendants”), through their counsel, and subject to an order of this Court as follows:

5 1. On October 11, 2023, the Court held a Status Conference in this matter
6 during which Plaintiff ACLU SoCal requested relief on various issues. *See* Dkt. 56.
7 During the hearing the Court determined that further briefing was required to determine
8 whether to grant the relief Plaintiff is seeking. *Id.*

9 2. The Court ordered that “Plaintiff will set the briefing timeline upon filing of
10 their brief, and Defendant will have one week to file a response after the following of
11 any filing, in accordance with the Local Rules.” *Id.*

12 3. On October 23, 2023, Plaintiff filed its Request for Scheduling Order and
13 Processing Rate. *See* Dkt. 57. In accordance with the Court’s October 11, 2023 order,
14 Defendants’ response is currently due on October 30, 2023. *See* Dkt. 56.

15 4. On October 25, 2023, Defendants contacted Plaintiff to seek a one week
16 extension to file their response, citing the following reasons.

17 5. As part of its anticipated response to Plaintiff’s Request, Defendant ICE
18 intends to file declarations from the agency addressing issues raised by Plaintiff.
19 However, ICE represents that it will be unable to provide the declarations by October 30,
20 2023 because it will take more than one week to provide the declarations for Defendants’
21 response brief.

22 6. AUSA Joseph W. Tursi is scheduled to be out of the office on October 27,
23 2023. In addition, AUSA Jason K. Axe is preparing for a trial which is set to begin on
24 November 7, 2023.

25 7. In light of the foregoing, the parties stipulate and agree, subject to an order
26 of this Court, that Defendants’ deadline to file their response to Plaintiff’s Request shall
27 be continued from October 30, 2023 to November 6, 2023, and that Plaintiff shall have
28 until November 13, 2023 to file a Reply.

IT IS SO STIPULATED.

Dated: October 26, 2023

Respectfully submitted,

E. MARTIN ESTRADA
United States Attorney
DAVID M. HARRIS
Assistant United States Attorney
Chief, Civil Division
JOANNE S. OSINOFF
Assistant United States Attorney
Chief, Complex and Defensive Litigation
Section

/s/ Joseph W. Tursi
JOSEPH W. TURSI
JASON K. AXE
Assistant United States Attorneys

Attorneys for Defendants

Dated: October 26, 2023

HOQ LAW APC

/s/ Laboni A. Hoq
LABONI A. HOQ*

Attorneys for Plaintiff American Civil
Liberties Union Foundation of Southern
California

* Pursuant to Local Rule 5-4.3.4(2)(i), the filer attests that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.